

Thursday, July 24, 1997

Daily Digest

HIGHLIGHTS

Senate passed Agriculture Appropriations.

The House passed H.R. 2160, Agriculture Appropriations Act for FY 1998.

Senate

Chamber Action

Routine Proceedings, pages S7987-S8112

Measures Introduced: Seven bills and one resolution were introduced, as follows: S. 1061-1067, and S. Con. Res. 42. Page S8091

Measures Reported: Reports were made as follows: Special Report on Further Revised Allocation to Subcommittees of Budget Totals. (S. Rept. No. 105-57)

S. 1061, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1998. (S. Rept. No. 105-58)

S. 1000, to designate the United States courthouse at 500 State Avenue in Kansas City, Kansas, as the "Robert J. Dole United States Courthouse."

S. 1043, to designate the United States courthouse under construction at the corner of Las Vegas Boulevard and Clark Avenue in Las Vegas, Nevada, as the "Lloyd D. George United States Courthouse."

Page S8090

Measures Passed:

Agriculture Appropriations, 1998: By a unanimous vote of 99 yeas (Vote No. 201), Senate passed S. 1033, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 1998, after taking action on further amendments proposed thereto, as follows:

Pages S7987-S8004

Adopted:

Robb amendment No. 977, to provide additional funding for the Outreach Program for Socially Disadvantaged Farmers and earmark funds for the civil rights investigative unit. Pages S7990-91

Bumpers (for Bingaman/Campbell) amendment No. 978, to provide additional funds for the Geo-

graphic Information System to include New Mexico and Colorado in the program. Page S7994

Rejected:

Wellstone modified amendment No. 972, to provide funds for outreach and startup of the school breakfast program. (By 54 yeas to 45 nays (Vote No. 200), Senate tabled the amendment.) Pages S7987-90

Stamp Out Breast Cancer Act: Senate passed H.R. 1585, to allow postal patrons to contribute to funding to breast cancer research through the voluntary purchase of certain specially issued United States postage stamps, clearing the measure for the President. Pages S8040-41

Commerce, Justice, State, the Judiciary Appropriations, 1998: Senate began consideration of S. 1022, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1998, taking action on amendments proposed thereto, as follows: Pages S8007-87

Adopted:

Lugar amendment No. 984, to make funds available for grants through the National Endowment for Democracy. (By 27 yeas to 72 nays (Vote No. 203), Senate earlier failed to table the amendment.) Pages S8037-39

McConnell amendment No. 985 (to amendment No. 984), of a perfecting nature. Pages S8037-39

Sarbanes amendment No. 989, to strike the provisions dealing with the withdrawal of the United States from certain international organizations. Pages S8061-64, S8067

Graham amendment No. 993, relating to the health insurance benefits of certain public safety officers. Pages S8067-68

Domenici amendment No. 994, to provide for the public disclosure of court appointed attorney's fees upon approval of such fees by the court. Pages S8068-70

Gregg amendment No. 979, to authorize the Administrator of General Services to transfer certain surplus property for use for law enforcement or fire and rescue purposes.

Pages S8010, S8082

Hollings (for Baucus/Burns) amendment No. 999, to provide funds for the Butte Local Development Corporation Revolving Loan Fund.

Page S8082

Hollings (for Bingham) amendment No. 1000, to require a non-profit public affairs organization to register with the Attorney General if the organization receives contributions in excess of \$10,000 from foreign governments in any 12-month period.

Page S8082

Hollings (for Bumpers) amendment No. 1001 to establish a Jonesboro-Paragould, Arkansas Metropolitan Statistical Area in lieu of the Jonesboro, Arkansas Metropolitan Statistical Area.

Page S8082

Hollings (for Byrd/Hatch) amendment No. 1002, to provide funds for grants to States for programs to enforce State laws prohibiting the sale of alcoholic beverages to minors or the purchase or consumption of alcoholic beverages by minors.

Pages S8082–83

Hollings (for Dorgan) amendment No. 1003, to provide for public broadcasting facilities, planning and construction.

Pages S8082–84

Hollings (for Daschle) amendment No. 1004, to provide funds for a grant to Roberts County, South Dakota, and funds for a grant to the South Dakota Division of Criminal Investigation for the procurement of equipment for law enforcement telecommunications, emergency communications, and the state forensic laboratory.

Pages S8082, S8084

Hollings (for Inouye) amendment No. 1005, to improve the bill by amending section 305 to realign Guam and the Northern Mariana Islands with the United States Court of Appeals for the Twelfth Circuit.

Pages S8082, S8084

Hollings (for Harkin) amendment No. 1006, to express the sense of the Senate regarding the exemplary service of John H.R. Berg to the United States.

Pages S8082, S8084

Hollings (for Leahy/Kennedy) amendment No. 1007, to provide that the Administrative Office of the United States Courts shall conduct a study of the average costs incurred in defending and presiding over Federal capital cases from the initial appearance of the defendant through the final appeal.

Pages S8082, S8084

Hollings (for Reed) amendment No. 1008, to express the sense of the Senate with respect to slamming.

Pages S8082, S8084–85

Hollings (for Robb) amendment No. 1009, to foster a safer elementary and secondary school environment for the nation's children through the support of community policing efforts.

Pages S8082, S8085

Hollings (for Lautenberg/Hatch) amendment No. 1010, to limit the funds made available for the Office of the Under Secretary of Commerce for Intellectual Property Policy, if such office is established.

Pages S8082, S8085

Hollings (for Biden) amendment No. 1011, to limit the amount of funds available for grants pursuant to provisions of title I of the Omnibus Crime Control and Safe Streets Act of 1968.

Pages S8082, S8085

Gregg (for Abraham) amendment No. 1012, to revise the use of fingerprints by the Immigration and Naturalization Service.

Pages S8082, S8085

Gregg (for Hatch) amendment No. 1013, to strike a restriction concerning the transfer of certain personnel to the Office of Legislative Affairs or the Office of Public Affairs of the Department of Justice.

Pages S8082, S8085

Gregg (for Burns) amendment No. 1014, to strike section 409, which imposes, prospectively, a revolving door restriction on Mansfield fellows.

Pages S8082, S8085

Gregg (for McCain) amendment No. 1015, to provide a waiver from certain immunization requirements for certain aliens entering the United States.

Pages S8082, S8085

Gregg (for Stevens) amendment No. 1016, relating to the Office of the Chief Signal Officer.

Pages S8082, S8085

Gregg (for DeWine) amendment No. 1017, to exclude from the United States aliens who have been involved in extrajudicial and political killings in Haiti.

Pages S8082, S8085–86

Gregg (for Helms/Biden) amendment No. 1018, to strike section 404, which waives provisions of existing law that require authorizations to be in place for State Department, U.S. Information Agency, including international broadcasting operations, and Arms Control and Disarmament Agency activities prior to the expenditure of any appropriated funds.

Pages S8082, S8086

Gregg (for Warner) amendment No. 1019, to delay the effective date of the amendments made by section 233 of the Antiterrorism and Effective Death Penalty Act of 1996.

Pages S8082, S8086

Gregg (for Coats) amendment No. 1020, to provide funds for the Gambling Impact Study Commission.

Pages S8082, S8086

Gregg (for Stevens) amendment No. 1021, to provide funds for cultural exchange and exchange related activities associated with the 1999 Women's World Cup.

Pages S8082, S8086

Rejected:

By 42 yeas to 57 nays (Vote No. 202), Brownback Amendment No. 980, to prohibit certain corporations from participating in the Advanced Technology Program. **Pages S8010-24**

By 45 yeas to 55 nays (Vote No. 204), Feinstein Amendment No. 986, to establish a Commission on Structural Alternatives for the Federal Courts of Appeals. **Pages S8039-61**

Withdrawn:

Lugar Amendment No. 981, to provide funds for the National Endowment for Democracy. **Pages S8025-37**

McConnell Amendment No. 982 (to Amendment No. 981), of a perfecting nature. **Pages S8026-37**

Pending:

Kerry Amendment No. 992, to provide funding for the Community Policing to Combat Domestic Violence Program. **Pages S8064-66**

Gregg (for Kyl) Amendment No. 995, to provide for the payment of special masters for civil actions concerning prison conditions. **Pages S8070-71**

Gregg (for Coverdell) Amendment No. 996, to require the Attorney General to submit a report on the feasibility of requiring convicted sex offenders to submit DNA samples for law enforcement purposes. **Page S8071**

Hollings (for Dorgan) Amendment No. 997, to express the sense of the Senate that the Federal government should not withhold universals service support payments. **Page S8071**

Hollings (for Biden) Amendment No. 998, to provide additional funds for the Violent Crime Reduction Trust Fund. **Pages S8071-72**

A unanimous-consent agreement was reached providing for further consideration of the bill and certain amendments to be proposed thereto, on Tuesday, July 29, 1997, with a vote on final passage to occur thereon. **Page S8066**

A further consent agreement was reached providing that if the Senate has not received the House companion measure at the time of passage of S. 1022, that the Senate-passed measure remain at the desk pending receipt of the House companion measure, that all after the enacting clause be stricken and the text of S. 1022, as passed by the Senate, be inserted in lieu thereof, that the bill be passed, the Senate insist on its amendment, request a conference with the House thereon, the Chair be authorized to appoint conferees on the part of the Senate, and that S. 1022 be indefinitely postponed. **Page S8066**

Global Warming—Agreement: A unanimous-consent time-agreement was reached providing for the consideration of S. Res. 98, expressing the sense of the Senate regarding the conditions for the United States becoming a signatory to any international

agreement on greenhouse gas emissions under the United Nations Framework Convention on Climate Change and certain amendments to be proposed thereto, on Friday, July 25, 1997. **Page S8111**

Transportation Appropriations—Agreement: A unanimous-consent agreement was reached providing for the consideration of H.R. 2169, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1998, on Monday, July 28, 1997. **Page S8067**

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting, a draft of proposed legislation entitled "The Immigration Reform Transition Act of 1997"; to the Committee on the Judiciary. (PM-55). **Pages S8089-90**

Nominations Confirmed: Senate confirmed the following nominations: John J. Hamre, of South Dakota, to be Deputy Secretary of Defense.

3 Air Force nominations in the rank of general.

53 Army nominations in the rank of general.

5 Navy nominations in the rank of admiral.

Routine lists in the Air Force, Army, Marine Corps, Navy. **Pages S8107-12**

Nominations Received: Senate received the following nominations:

Charles R. Breyer, of California, to be United States District Judge for the Northern District of California.

Frank C. Damrell, Jr., of California, to be United States District Judge for the Eastern District of California.

Martin J. Jenkins, of California, to be United States District Judge for the Northern District of California.

Jorge C. Rangel, of Texas, to be United States Circuit Judge for the Fifth Circuit. **Page S8111**

Messages From the President: **Pages S8089-90**

Messages From the House: **Page S8090**

Measures Placed on Calendar: **Page S8090**

Communications: **Page S8090**

Executive Reports of Committees: **Pages S8090-91**

Statements on Introduced Bills: **Pages S8091-98**

Additional Cosponsors: **Pages S8098-99**

Amendments Submitted: **Pages S8099-S8105**

Notices of Hearings: **Page S8105**

Authority for Committees: **Pages S8105-06**

Additional Statements: **Pages S8106-07**

Record Votes: Five record votes were taken today. (Total-204) **Pages S7989-90, S7995, S8024, S8039, S8061**

Adjournment: Senate convened at 9:45 a.m., and adjourned at 10:22 p.m., until 9:30 a.m., on Friday, July 25, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S8111.)

Committee Meetings

(Committees not listed did not meet)

APPROPRIATIONS—LABOR/HHS/EDUCATION

Committee on Appropriations: Committee ordered favorably reported an original bill (S. 1061) making appropriations for the Departments of Labor, Health and Human Services, and Education and related agencies for the fiscal year ending September 30, 1998.

NOMINATION

Committee on Armed Services: Committee ordered favorably reported the nomination of John J. Hamre, of South Dakota, to be Deputy Secretary of Defense.

Prior to this action, committee concluded hearings on the aforementioned nomination, after the nominee, who was introduced by Senators Daschle and McCain, testified and answered questions in his own behalf.

SECURITIES LITIGATION REFORM

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Securities concluded oversight hearings to examine the impact of the Private Securities Litigation Reform Act of 1995 on the effectiveness of federal securities laws and on investor protection, after receiving testimony from Arthur Levitt, Chairman, Securities and Exchange Commission; Keith Paul Bishop, California Department of Corporations, Sacramento; Joseph A. Grundfest, Stanford University Law School, Stanford, California; Joseph Polizzotto, Lehman Brothers Inc., on behalf of the Securities Industry Association, and Richard I. Miller, American Institute of Certified Public Accountants, both of Washington, D.C.; Kenneth S. Janke, Sr., National Association of Investors Corporation, Madison Heights, Michigan; Leonard B. Simon, Milberg Weiss Bershad Hynes & Lerach, San Diego, California, on behalf of the National Association of Securities and Commercial Law Attorneys; Brian Dovey, Domain Associates, Princeton, New Jersey, on behalf of the National Venture Capital Association; and Robert C. Hinckley, Xilinx, Inc., San Jose, California, on behalf of the American Electronics Association.

NASA/NSF MANAGEMENT

Committee on Commerce, Science, and Transportation: Committee concluded hearings to examine management and program challenges of the National Aeronautics and Space Administration and the National Science Foundation, after receiving testimony from Daniel S. Goldin, Administrator, and Roberta L. Gross, Inspector General, both of the National Aeronautics and Space Administration; Joseph Bordogna, Acting Deputy Director, and Philip L. Sunshine, Deputy Inspector General, both of the National Science Foundation; and Susan D. Klaviva, Acting Associate Director, Energy, Resources, and Science Issues, Resources, Community and Economic Development Division, and Thomas J. Schultz, Associate Director, Defense Acquisitions Issues, National Security and International Affairs Division, both of the General Accounting Office.

FOREST RESOURCE MANAGEMENT

Committee on Energy and Natural Resources: Subcommittee on Forests and Public Land Management concluded hearings on S. 1028 and H.R. 858, bills to direct the Secretary of Agriculture to conduct a pilot project on designated lands within the Plumas, Lassen, and Tahoe National Forests in the State of California to demonstrate the effectiveness of the resource management activities proposed by the Quincy Library Group and to amend current land and resource management plans for these national forests, after receiving testimony from Senator Feinstein; Representative Herger; Ronald E. Stewart, Acting Associate Chief, Forest Service, Department of Agriculture; Debbie Sease, Sierra Club, Washington, D.C.; Felice Pace, California Ancient Forest Alliance, Etna, California; and Plumas County Supervisor Bill Coates, Michael B. Jackson, Quincy Library Group, both of Quincy, California, Thomas C. Nelson, Sierra Pacific Industries, Redding, California, and Frank T. Stewart, Collins Pine Company, Chester, California, all on behalf of the Quincy Library Group.

NATIONAL PARK SYSTEM

Committee on Energy and Natural Resources: Subcommittee on National Parks, Historic Preservation, and Recreation concluded hearings to examine the process by which the National Park Service determines the suitability and feasibility of new areas to be added to the National Park System and the criteria used to determine national significance, after receiving testimony from Denis P. Galvin, Acting Deputy Director, National Park Service, Department of the Interior; Roger Kennedy, Alexandria, Virginia, former Director, National Park Service; James M. Ridenour, Eppley Institute for Parks and Public